

**OFFICIAL FILE**  
**ILLINOIS COMMERCE COMMISSION**

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION  
MAY 29 12 42 PM '01

**ORIGINAL**

Denise Johnson )  
-vs- )  
Illinois Power Company )  
 )  
Complaint as to unpaid balance in Granite )  
City, Illinois. )  
 )

CHIEF CLERK'S OFFICE  
Docket No. 01-0339

**VERIFIED JOINT MOTION TO DISMISS FORMAL COMPLAINT**

Now comes Illinois Power Company ("IPC" or the "Company"), together with Ms. Denise Johnson, pursuant to 83 Ill. Admin. Code § 200.180(e), and moves to dismiss the complaint on the grounds that a settlement has been reached. In support of this motion, the Parties state the following:

On April 20, 2001, Denise Johnson filed a Complaint with the Illinois Commerce Commission (the "Commission") against IPC as to an unpaid balance in Granite City, Illinois.

In the complaint, Denise Johnson expresses concern as to a notice received from IPC. She states the notice informed her about the transference to her account of an unpaid balance of \$810.68 for service at 2833 Ralph Street. Ms. Johnson alleges that after calling to an IPC service representative, she then faxed over copies of her divorce decree. She states that IPC then removed all but \$388.12. (The remaining amount represented the amount for which Illinois Power believes she is responsible until the divorce was finalized in January, 2000.) Ms. Johnson alleges that she is not liable for the bill.

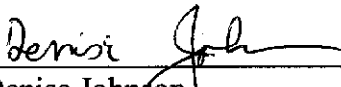
Illinois Power has agreed to remove the sum of \$388.12 from Ms. Johnson's bill. As a part of this settlement, the parties agree that

1. no further sums are due to the other party relating to this matter,
2. neither party admits any of the allegations as to the impropriety of its actions,
3. each party is releasing the other from any and all other claims relating to this matter, and
4. nothing in this settlement releases Denise Johnson from her obligation to make timely payments for her ongoing usage of service provided by IPC.

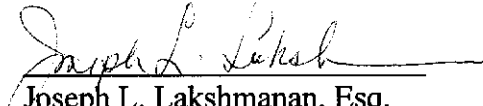
WHEREFORE, Denise Johnson and Illinois Power Company respectfully request that the Illinois Commerce Commission dismiss with prejudice the above captioned complaint.

Respectfully submitted,

Denise Johnson

  
Denise Johnson  
2558 Parkview Dr., #3  
Granite City, IL 62040

Illinois Power Company

  
Joseph L. Lakshmanan, Esq.  
Illinois Power Company  
500 South 27th Street  
Decatur, IL 62521  
(217) 362-7449  
(217) 362-7458 (facsimile)  
[Joseph\\_Lakshmanan@illinoispower.com](mailto:Joseph_Lakshmanan@illinoispower.com)

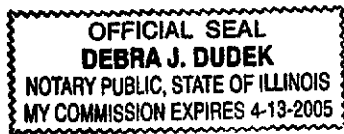
Dated: May 25, 2001

**VERIFICATION**

I, Denise Johnson, being sworn on oath, state that the foregoing Verified Joint Motion to Dismiss Formal Complaint is true and accurate to the best of my knowledge, information and belief.

Denise Johnson  
Denise Johnson

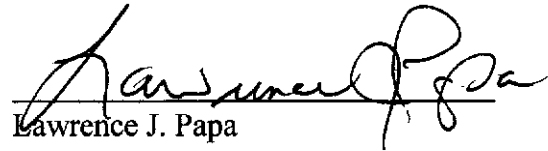
Subscribed and sworn to before me this 16<sup>th</sup> day of May, 2001.



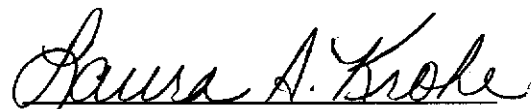
Debra J. Dudek  
Notary Public

**VERIFICATION**

I, Lawrence J. Papa, being sworn on oath, state that the foregoing Verified Joint Motion to Dismiss Formal Complaint is true and accurate to the best of my knowledge, information and belief.

  
Lawrence J. Papa

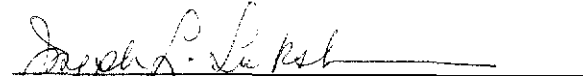
Subscribed and sworn to before me this 24<sup>th</sup> day of May, 2001.

  
Notary Public



## CERTIFICATE OF SERVICE

I, Joseph L. Lakshmanan, certify that on the 25<sup>th</sup> day of May, 2001, I served a copy of the foregoing Verified Joint Motion to Dismiss Formal Complaint by first class mail, from Decatur, Illinois, postage prepaid to the individuals on the service list attached.

  
Joseph L. Lakshmanan, Esq.

**Service List**  
**Docket No. 01-0339**

Denise Johnson  
2558 Parkview Dr., #3  
Granite City, IL 62040